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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/033,809	12/18/2001	David Harold Goode	SVL920010068US1	8438

24852 7590 03/14/2005

INTERNATIONAL BUSINESS MACHINES CORP  
IP LAW  
555 BAILEY AVENUE , J46/G4  
SAN JOSE, CA 95141

EXAMINER
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LE, UYEN T

ART UNIT	PAPER NUMBER
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2163

DATE MAILED: 03/14/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Interview Summary</b>	<b>Application No.</b> 10/033,809	<b>Applicant(s)</b> GOODE ET AL.	
	<b>Examiner</b> Uyen T. Le	<b>Art Unit</b> 2163	

All participants (applicant, applicant's representative, PTO personnel):

- (1) Uyen T. Le. (3) \_\_\_\_\_  
 (2) Christine Smith (Reg. No. 43,133). (4) \_\_\_\_\_

Date of Interview: 09 March 2005.

Type: a) ☒ Telephonic b) ☐ Video Conference  
 c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.  
 If Yes, brief description: \_\_\_\_\_.

Claim(s) discussed: 1.

Identification of prior art discussed: NONE.

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☒ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

  
**UYEN LE**  
**PRIMARY EXAMINER**

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

\_\_\_\_\_  
 Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicant requested this telephone interview to discuss the rejection of all claims under 35 USC 112, first paragraph. Applicant explains that applicant's invention handles asynchronous direct I/O access commands in a computer having a file system that is optimized for queued I/O access commands. The examiner does not agree that the specification supports the claimed bypassing of a general-purpose file system by use of a different file system as being claimed. Applicant points to the second paragraph of the summary of the invention to show how the general-purpose file system is bypassed. Applicant will amend the claims accordingly. The examiner also requested applicant to review any related applications and to submit a terminal disclaimer to overcome any potential double patenting rejection.